

Application No. : 10/627,942  
Filed : July 25, 2003

### REMARKS

Claims 1 – 6, 15 – 20, 35 – 46, and 48 – 56 were pending in the application. By this paper, Applicant has amended Claims 19 and 45, canceled Claims 15 – 18, 41 – 44, and 54 – 56 without prejudice, and added new Claims 57 – 67. Hence, Claims 1 – 6, 19, 20, 35 – 40, 45, 46, 48 – 53, and 57 – 67 are presented for examination herein.

#### *Allowed Claims*

Pursuant to Page 6 of the Office Action, Claims 1 – 6, 19, 20, 35 – 40, 45, 46 and 48 – 53 each stand allowed.

#### *§112 Rejections*

**Claims 41 – 44 and 55 – 56** – Per page 2, Par. 2 of the Office Action, Claims 41 – 44 and 55 – 56 each stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Applicant has herein canceled Claims 41 – 44 and 55 – 56 without prejudice, thereby rendering the Examiner's rejection moot.

#### *§102 Rejections*

**Claims 15 – 16, 41 – 42, and 54 – 56** – Per page 4, Par. 4, Claims 15 – 16, 41 – 42, and 54 – 56 each stand rejected under 35 U.S.C. 102(e) as being anticipated by Plotts et al. (U.S. Patent No. 6,485,192, hereinafter "Plotts"). Applicant herein cancels Claims 15 – 16, 41 – 42, and 54 – 56 without prejudice thereby rendering the Examiner's rejection moot.

#### *§103 Rejections*

**Claims 17 – 18, and 43 – 44** – Per page 5, Par. 6, Claims 17 – 18, and 43 – 44 each stand rejected as being unpatentable over Plotts in view of Grimes et al. (U.S. Patent No. 6,402,393, hereinafter "Grimes"). Applicant herein cancels Claims 17 – 18, and 43 – 44 without prejudice thereby rendering the Examiner's rejection moot.

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*New Claims*

**Claims 57 – 59** – By this paper, Applicant has added new dependent Claims 57 – 59. Support for these newly added Claims can be found, *inter alia*, at page 14, lines 3 – 10 of Applicant's specification as filed.

5 **Claim 60** – By this paper, Applicant has added new independent Claim 60, which generally corresponds to subject matter contained in allowed Claim 1.

**Claim 61** – By this paper, Applicant has added new dependent Claim 61, which generally corresponds to subject matter contained in allowed dependent Claim 2.

10 **Claim 62** – By this paper, Applicant has added new dependent Claim 62, which generally corresponds to subject matter contained in allowed dependent Claim 4.

**Claim 63** – By this paper, Applicant has added new dependent Claim 63, which generally corresponds to subject matter contained in allowed dependent Claim 6.

**Claim 64** – By this paper, Applicant has added new independent Claim 64, which generally corresponds to subject matter contained in allowed Claim 1.

15 **Claim 65** – By this paper, Applicant has added new independent Claim 65, which generally corresponds to subject matter contained in allowed Claim 19.

**Claim 66** – By this paper, Applicant has added new independent Claim 66, which generally corresponds to subject matter contained in allowed Claims 1 and 19.

20 **Claim 67** – By this paper, Applicant has added new independent Claim 67, which generally corresponds to subject matter contained in allowed Claims 48 and 19.

Applicant submits newly submitted Claims 57 – 67 all either depend from or incorporate subject matter from allowed claims and hence, Applicant submits that each of these claims are in condition for allowance as well.

25 *Other Remarks*

Applicant hereby specifically reserves the right to prosecute claims of different or broader scope in a continuation or divisional application.

30 Applicant notes that any claim cancellations or additions made herein are made solely for the purposes of more clearly and particularly describing and claiming the invention, and not for

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purposes of overcoming art or for patentability. The Examiner should infer no (i) adoption of a position with respect to patentability, (ii) change in the Applicant's position with respect to any claim or subject matter of the invention, or (iii) acquiescence in any way to any position taken by the Examiner, based on such cancellations or additions.

5 Furthermore, any remarks made with respect to a given claim or claims are limited solely to such claim or claims.


If the Examiner has any questions or comments which may be resolved over the telephone, he is requested to call the undersigned at (858) 675-1670.

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Respectfully submitted,  
GAZDZINSKI & ASSOCIATES

Dated: April 3, 2007

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